

ZASTROW EXHIBIT 2

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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF MINNESOTA

3 -----
4 LeMOND CYCLING, INC.,

5 Plaintiff,

6 vs.

Case No. 08-1010

7 TREK BICYCLE CORPORATION,

8 Defendant/Third-Party

9 Plaintiff,

10 vs.

11 GREG LeMOND,

12 Third-Party Defendant.
13 -----
14

15 Video Deposition of JOHN BURKE

16 Tuesday, April 7, 2009

17 9:31 a.m.

18 at

19 GASS WEBER MULLINS, LLC
20 309 North Water Street, Suite 700
21 Milwaukee, Wisconsin 53202
22

23 Reported by Julie K. Lyle, RPR/RMR/CRR
24
25

1 Q Does Trek --

2 A And Greg -- Greg was aware of that.

3 Q Sorry. I almost interrupted you there.

4 Does Trek sell Fisher road bikes
5 today?

6 A Today, yes.

7 Q What is the difference between a LeMond road bike
8 and a Fisher road bike?

9 A I think you would have to get in the specifics of
10 that and I would have to bring out a product
11 manager and we could go through that.

12 Q Is the frame of a Fisher road bike the same as a
13 LeMond road bike?

14 A I am not sure on that.

15 Q Do you know if any of the gears in a Fisher road
16 bike are the same as the LeMond road bike?

17 A I'm sure they are because those gears are Shimano
18 gears and they're used on Fisher's, Trek's,
19 LeMond's, Specialized, across the industry.

20 Q Do you know if anybody in the industry has ever
21 described the difference between a Fisher road
22 bike and a LeMond road bike as paint?

23 A No.

24 Q You've never heard that before?

25 A I have not.

1 Q And do you consider them essentially the same
2 road bike?

3 A I would have to study it before giving you an
4 opinion.

5 Q But you don't know as you sit here today?

6 A I think they're different. As I sit here today,
7 I think they're different.

8 Q But you don't know why they're different?

9 A I do not.

10 Q On the second page -- or the last page, pardon
11 me, of your Exhibit 104, it says "John" --

12 And I think that G/LM refers to
13 Greg LeMond, right?

14 A Right.

15 Q -- "Greg LeMond probably has a lot of great
16 ideas. Connecting him with the right designer
17 could lead to some great new products."

18 A Yep.

19 Q Do you see that?

20 A I do.

21 Q Did you ever connect Mr. LeMond with a designer?

22 A Sure.

23 Q Who?

24 A Oh, through the years, Joe Vetabuncor, Erin Moch.

25 Q I'm smiling at her because she's -- she's going